IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.30543 of 2008
SITA RAM RAI & RAJDEO RAI
Versus
STATE OF BIHAR
With
Cr.Misc. No.33271 of 2008
SANJAY RAI
Versus
STATE OF BIHAR
With
Cr.Misc. No.33275 of 2008
RAJ KISHORE RAI
Versus
STATE OF BIHAR
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2. 13.8.2008 Heard.

All Sections being bailable, the offence which is non-bailable is 316 of the Penal Code. The allegation is that while the lady was crossing through the fields of the accused Ramprit Rai she was asked not to do it and on which there was some exchange of hot and abusive words and upon that all the accused persons assaulted the lady who subsequently miscarried. The attention of the court has been drawn to medical report attached to petition preferred by accused Ramprit Rai which indicates as if the birth had taken place prematuredly on account of hydrocephalous which means that there was shortage of water in the womb resulting in the baby being expelled out of it. The further contention was the medical report of the hospital where the lady was admitted also

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indicates that there was no injury mark on her person or that the miscarriage was caused on that account.

Let the above named four petitioners be released from custody on furnishing bond of Rs.3,000/-(three thousand)each with two sureties of the like amount each to the satisfaction of S.D.J.M.(West), Muzaffarpur in Kathaiya P.S.Case no.28 of 2007.

(Dharnidhar Jha, J.)

B.Kr.

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